

STATE OF SOUTH CAROLINA

(Caption of Case)

Docket Number 2010-205-C – Certification of the
Use of Universal Service Funds pursuant to 47 CFR
§54.314 and Telecommunications Act § 254(e): FCC
CC Docket No. 96-45

BEFORE THE
PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

COVER SHEET

DOCKET

NUMBER: 2010 - 205 - C

(Please type or print)

Submitted by: Burnet R. Maybank, III, Esq.SC Bar Number: 3699Address: Nexsen Pruet, LLCTelephone: 803-771-89001230 Main Street, Suite 700Fax: 803-253-8277Columbia, SC 29201

Other: _____

Email: bmaybank@nexsenpruet.com

NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

DOCKETING INFORMATION (Check all that apply)

☒ Emergency Relief demanded in petition ☐ Request for item to be placed on Commission's Agenda expeditiously

☐ Other: _____**INDUSTRY (Check one)****NATURE OF ACTION (Check all that apply)**☐ Electric☐ Affidavit☐ Letter☒ Request☐ Electric/Gas☐ Agreement☐ Memorandum☐ Request for Certification☐ Electric/Telecommunications☐ Answer☐ Motion☐ Request for Investigation☐ Electric/Water☐ Appellate Review☐ Objection☐ Resale Agreement☐ Electric/Water/Telecom.☐ Application☐ Petition☐ Resale Amendment☐ Electric/Water/Sewer☐ Brief☐ Petition for Reconsideration☐ Reservation Letter☐ Gas☐ Certificate☐ Petition for Rulemaking☐ Response☐ Railroad☐ Comments☐ Petition for Rule to Show Cause☐ Response to Discovery☐ Sewer☐ Complaint☐ Petition to Intervene☐ Return to Petition☒ Telecommunications☐ Consent Order☐ Petition to Intervene Out of Time☐ Stipulation☐ Transportation☐ Discovery☐ Prefiled Testimony☐ Subpoena☐ Water☐ Exhibit☐ Promotion☐ Tariff☐ Water/Sewer☐ Expedited Consideration☐ Proposed Order☒ Other: Cover Sheet☐ Administrative Matter☐ Interconnection Agreement☐ Protest

Affidavit of Serv

☐ Other:☐ Interconnection Amendment☐ Publisher's Affidavit☐ Late-Filed Exhibit☐ Report

Burnet R. Maybank, III
Member
Admitted in SC

July 23, 2010

VIA ELECTRONIC FILING

Public Service Commission of South Carolina
Docketing Department
101 Executive Center Drive, Suite 100
Columbia, South Carolina 29210

**Re: Docket Number 2010-205-C – Certification of the Use of Universal
Service Funds pursuant to 47 CFR §54.314 and Telecommunications Act
§ 254(e): FCC CC Docket No. 96-45**

Dear Ladies and Gentlemen:

Enclosed for filing please find a Letter from Windstream South Carolina, LLC requesting the Public Service Commission to submit a letter to the FCC and the USAC certifying that Windstream South Carolina, LLC is in compliance with all provisions of Section 254(e) of the Telecommunications Act in connection with the above-referenced matter.

By copy of this letter, I am serving all parties of record with a copy of this Letter as indicated on the attached Certificate of Service.

Very truly yours,



Burnet R. Maybank, III
BRM/sjn
Enclosures

cc: Nanette S. Edwards, Esq. (Letter only Via E-Mail)
All Parties of Record

**BEFORE THE
PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA**

Docket Number 2010 - 205-C

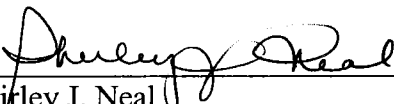
**Certification of the Use of Universal Service Funds pursuant to 47 CFR §54.314
and Telecommunications Act § 254(e): FCC CC Docket No. 96-45**

CERTIFICATE OF SERVICE

The undersigned, Shirley J. Neal, hereby certifies that she is employed by the law firm of Nexsen Pruet, LLC and that she caused a copy of a Letter from Windstream South Carolina, LLC requesting the Public Service Commission to submit a letter to the FCC and the USAC certifying that Windstream South Carolina, LLC is in compliance with all provisions of Section 254(e) of the Telecommunications Act to be served by regular mail and/or email as shown below on the 23th day of July, 2010.

Florence P. Belser , Counsel
Office of Regulatory Staff
1401 Main Street, Suite 900
Columbia, SC, 29201
fbelser@regstaff.sc.gov

Nanette S. Edwards, Counsel
Office of Regulatory Staff
1401 Main Street, Suite 900
Columbia, SC, 29201
nsedwar@regstaff.sc.gov



Shirley J. Neal



Windstream South Carolina, LLC
236 West Center Avenue
Mooresville, NC 28115

Jayne Eve
Vice President – External Affairs

704-660-6680
704-664-9644 fax
jayne.t.eve@windstream.com

July 23, 2010

Ms. Jocelyn D. Boyd, Esquire
Chief Clerk and Administrator
Public Service Commission of South Carolina
101 Executive Center Drive, Suite 100
Columbia, SC 29210

RE: *Certification of the Use of Universal Service Funds pursuant to 47 CFR §54.314 and
Telecommunications Act § 254(e); FCC CC Docket No. 96-45
SC Docket 2010-205-C*

Dear Ms. Boyd:

This letter is to request that the Public Service Commission of South Carolina (“Commission”) submit a letter to the Federal Communications Commission (“FCC”) and the Universal Service Administrative Company (“USAC”) certifying that Windstream South Carolina, LLC is in compliance with all provisions of Section 254(e) of the Telecommunications Act.

The amount of federal high-cost support Windstream South Carolina, LLC (“Windstream”) will receive in 2011 will be used for the services and functionalities outlined in 47 C.F.R. §54.101(a) and, as the attached affidavit shows, Windstream certifies that it will only use the federal high-cost support it receives for the provision, maintenance and upgrading of facilities and service for which such support is intended.

The FCC’s rules requires that, in order for carriers to receive the federal support for which they are eligible, state commissions file a letter with the FCC and USAC certifying that rural carriers are in compliance with section 254(e) of the Act by October 1 of each year. If certification is not received by the FCC on or prior to October 1, 2010 federal support for universal service in the areas serviced by Windstream within South Carolina will not be eligible for support in the first quarter of 2011. See 47 C.F.R. § 54.314(d).

Windstream respectfully requests that the Commission accept this letter and the attached affidavit as self-certification that Windstream is in compliance with 47 C.F.R. §54.314 and 47 U.S.C. § 254(e) and issue a letter to the FCC and USAC prior to October 1, 2010 certifying that Windstream South Carolina, LLC is in compliance with Section 254(e) of the Act and therefore eligible to receive federal high-cost support in 2011.



July 23, 2010
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Please let Burney Maybank or I know if you have any questions about this matter. Burney can be reached at 803-771-8900.

Sincerely,

A handwritten signature in black ink, appearing to read "Jayne Eve". The signature is written in a cursive, flowing style.

cc: C. Dukes Scott, Executive Director of the Office of Regulatory Staff
Jayne Eve

AFFIDAVIT

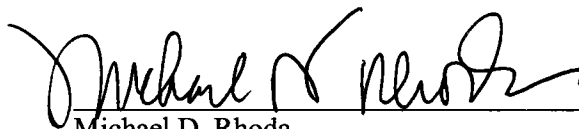
STATE OF ARKANSAS
COUNTY OF PULASKI

BEFORE ME, the undersigned authority, appeared Michael D. Rhoda, who deposed and said:

My name is Michael D. Rhoda. I am employed by Windstream South Carolina, LLC as its Senior Vice President – Government Affairs. I am an officer of Windstream South Carolina, LLC (the “Company”) and am authorized to give this affidavit on behalf of the Company. This affidavit is being given to support the Public Service Commission of South Carolina’s certification as contemplated in 47 C.F.R. § 54.314.

Windstream South Carolina, LLC hereby certifies that it will only use the federal high-cost support it receives during 2011 for the provision, maintenance and upgrading of facilities and service for which such support is intended.

FURTHER AFFIANT SAYETH NOT.



Michael D. Rhoda
Senior Vice President–Government Affairs

STATE OF ARKANSAS
COUNTY OF PULASKI

Acknowledged before me this 22nd day of July 2010, by Michael D. Rhoda, as Senior Vice President – Government Affairs of Windstream South Carolina, LLC who is personally known to me or produced identification and who did take an oath.


NOTARY PUBLIC

SANDRA JEAN GRIFFIS
Printed Name of Notary



Personally Known ✓
Produced Identification _____
Type of Identification Produced _____